

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

TRUSTEE WRIT

Christopher Walsh, as he is Administrator,
of the Construction Teamsters Health
and Welfare Fund, et al _____, Plaintiff(s)

Case No. 05-10010 EFH

V.
Hilee, Inc., Defendant and Gioioso
Bros., Inc. and The McCourt Construction
Company, Inc., Reach-and-Apply _____, Defendant(s)

Fleet Bank _____, Trustee

SUMMONS TO TRUSTEE

To the above-named Trustee:

You are hereby summoned and required to file, within 20 days after service of this summons upon you, exclusive of the day of service, a disclosure under oath of what goods effects or credits, if any, of the defendant Hilee, Inc. of 100 Tremont Street, Everett, MA 02149, are in your hands or possession at the time of the service of this summons upon you which may be taken on execution issued upon such judgment, if any, as the plaintiff, Christopher Walsh, as he is Administrator of Construction Teamsters Health and Welfare Fund, whose attorney is Gregory A. Geiman of Segal, Roitman & Coleman, 11 Beacon St., Suite #500, Boston, MA 02108 may recover in an action brought against the said defendant in this Court to the value of \$61,194.61 (the amount authorized). Such goods, effects or credits are hereby attached. If you do not do so, judgment by default will be taken against you and you will be adjudged trustee as alleged.

The complaint in this case was filed on January 4, 2005. This attachment was approved on 6/2/2005 by Hon. Edward F. Harrington in the amount of \$61,194.61.

If the credits of the said defendant which are in your hands or possession include wages for personal labor or personal services of said defendant, you are hereby notified that an amount not exceeding \$125.00 per week of such wages are exempt from this attachment and you are directed to pay over such exempted amount to said defendant in the same manner and at the same time as each such amount would have been paid if this attachment had not been made.

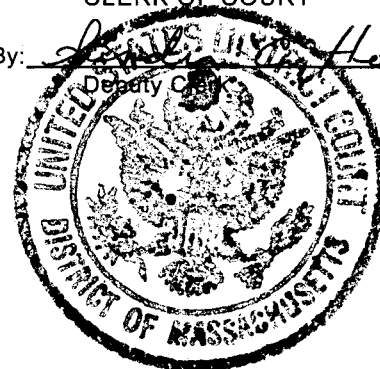
If the said credits include a pension payable to said defendant which is not otherwise exempt by law from attachment, you are hereby notified that an amount not exceeding \$100.00 for each week which has elapsed since the last preceding payment under such pension was payable to said defendant, and \$100.00 per week hereafter, are exempt from this attachment and you are directed to pay over such exempted amounts to said defendant in the same manner and at the same time as each such amount would have been paid if this attachment had not been made.

If you are a trust company, savings bank, cooperative bank, credit union, national banking association, or any other banking institution doing business in the Commonwealth, and if the credits of the said defendant in your hands include an account or accounts in the name of any natural person, you are hereby notified that pursuant to Massachusetts General Laws, c.246, Section 28A, \$500.00 owned by the said defendant (if a natural person) are exempt from this attachment (a joint account to be treated for this purpose as if each depositor owned one-half of the amount thereof). No business, trust, or organization shall be entitled to this exemption, and no natural person shall be entitled to more than a \$500.00 exemption at any one time.

Dated this 8th day of June, 2005.

SARAH A. THORNTON
CLERK OF COURT

By: [Signature]



(Trustee Writ- Summons.wpd - 3/7/2005)

DOCKETED
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Suffolk County Sheriff's Department • 45 Bromfield Street • Boston, MA 02108 • (617) 989-6999
Suffolk, ss.

June 20, 2005

I hereby certify and return that on 6/16/2005 at 3:10PM I served a copy of the within Summons to Trustee to the within named Trustee, Fleet Bank, Trustee by giving in hand to S.Austin, Vault Attendant in charge of its business. A copy of the Summons to Trustee with the deputy's endorsement thereon, was served upon the defendant in the manner provided by Rule 5 of the Rules of Court on 6/21/2005. U.S. District Court Fee (\$5.00), Basic Service Fee (IN) (\$30.00), Travel (\$1.00), Postage and Handling (\$3.00), Attest/Copies (\$10.00) Total Charges \$49.00

Deputy Sheriff

John Cotter

A handwritten signature in cursive script, reading "John Cotter".

Deputy Sheriff

5e/15/050